



SFM 1624

CERTIFICATE OF MAILING
HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE
UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST-CLASS
MAIL IN AN ENVELOPE ADDRESSED TO:
COMMISSIONER FOR PATENTS, P.O. BOX 1450
ALEXANDRIA, VA 22313-1450 ON MARCH 2, 2007.

Trudy S. Halloran
Signature of person depositing this document

March 2, 2007
DATE

Attorney Docket No. P51403

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Axten, et al. March 2, 2007
Serial No.: 10/538,931 Group Art Unit No.: 1624
Filed: June 14, 2005 Examiner: K. Habte
For: ANTIBACTERIAL AGENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Supplemental Information Disclosure Statement Under 37 C.F.R. §1.97(b)(3)

The attached list of citations is being submitted under the provisions of 37 C.F.R. §1.56 and §1.97 in order to comply with the duty of disclosure. Their inclusion herein, however, should not be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention.

The documents cited herein are listed on the enclosed PTO Form 1449. A copy of each cited document is enclosed, except U.S. Patent documents, and those references which are already part of the filewrapper. This statement is being filed under the provisions of 37 C.F.R. §1.97(b)(3), before the mailing of a first Office action on the merits.

Some of the documents listed in the attached form PTO-1449 are English language family members of non-English language publications which were previously cited to the Office:

| Non-English language document | English language family member |
|-------------------------------|--------------------------------|
| WO01/252227 | 6,403,610B1 |
| WO04/024712 | US 2004/0087619A1 |
| WO04/024713 | 6,841,562B2 |
| WO02/040474 | 6,603,005B2 6,903,217B2 |

Serial No.: 10/538,931

| | |
|---------------|----------------------------|
| WO02/072572 | 6,602,884B2 6,815,547B2 |
| WO04/035569A2 | US 2006/0040949A1 |
| WO04/087647A2 | US 2004/0224946A1 |
| WO04/089947A2 | US 2006/0205719A1 |
| WO05/016916 | US 2005/0032800 |

A copy of co-pending, commonly owned U.S.A.N. 11/604,045 and its currently pending claims is included herewith.

USAN 10/868,315, 10/199,933 and 10/937,468 are unpublished US patent applications, which will not publish prior to US grant. The Examiner is respectfully requested to consider these applications.

No fee is believed due for filing this paper. However, authorization is given to charge any fees under 37 C.F.R. §1.16 or §1.17 which may be required by this paper, or credit any overpayment, to Deposit Account 19-2570.

Respectfully submitted,



Loretta J. Sauermelch
Attorney for Applicants

GLAXOSMITHKLINE
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, PA 19406-0939
Telephone: (610) 270-6854
Facsimile: (610) 270-5073
n:\Loretta\Applications\IP5's\IP51403\SupplDS-a

| | | | | | | |
|--|--|--|--|----------------------------|--------------------------|--|
| Form PTO-1449 | | U.S. Department of Commerce Patent and Trademark Office | | ATTY. DOCKET NO. P51403 | SERIAL NO. 10/538,931 | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(MAR 06 2007 Use several sheets if necessary)</i> | | APPLICANT Axten et al. | | | | |
| | | FILING DATE 6/14/05 | | GROUP 1624 | | |

U.S. PATENT DOCUMENTS

| Examiner Initial | Document Number | Date | Name | Class | Subclass | Filing Date If Appropriate |
|------------------|--------------------------------|------------|-----------------|-------|----------|----------------------------|
| /VB/ | 6,403,610B1 | 6/11/02 | Malleron et al. | 514 | 314 | 9/18/00 |
| | 6,602,884B2 | 8/5/03 | Bacque et al. | 514 | 314 | 3/13/02 |
| | 6,603,005B2 | 8/5/03 | Baque et al. | 546 | 176 | 11/14/01 |
| | 6,815,547B2 | 11/9/04 | Bacque et al. | 546 | 174 | 3/14/03 |
| | 6,841,562B2 | 1/11/05 | Bacque et al. | 514 | 314 | 9/10/03 |
| | 6,903,217B2 | 6/7/05 | Bacque et al. | 546 | 180 | 6/27/03 |
| | 6,962,917 | 11/8/05 | Davies et al. | 514 | 264.1 | PCT 7/25/01 |
| | 6,989,447B2 | 1/24/06 | Markwell et al. | 546 | 152 | 11/24/03 |
| | 7,001,913B1 | 2/21/06 | Davies et al. | 514 | 300 | PCT 7/17/02 |
| | 7,141,564 | 9/2/04 | Brooks et al. | 514 | 248 | PCT 5/24/02 |
| | 2003-0203917A1 (10/441,435) | 10/30/03 | Erskine et al. | 514 | 253.06 | 5/20/03 |
| | 2003-0212084A1 (10/032,403) | 11/13/03 | Hatton et al. | 514 | 266.22 | 12/20/01 |
| | 2004-0053928A1 (10/380,915) | 3/18/04 | Davies et al. | 514 | 248 | PCT 9/19/01 |
| | 2004-0087619A1 (10/659,164) | 5/6/04 | Bacque et al. | 514 | 314 | 9/10/03 |
| | 2004-0138219A1 (10/466,394) | 07/15/2004 | Davies et al. | 514 | 243 | PCT 1/22/02 |
| | 2004-0198755A1 (10/477,900) | 10/7/2004 | Dartois et al. | 514 | 266.22 | PCT 5/24/02 |
| | 2004-0198756A1 (10/484,563) | 10/7/2004 | Davies et al. | 514 | 266.22 | PCT 7/25/02 |
| | 2004-0224946A1 | 11/11/04 | Bigot et al. | 514 | 227.8 | 3/26/04 |
| | 2005-0032800 | 2/10/05 | Bigot et al. | 514 | 243 | 8/6/04 |
| /VB/ | 2005-0085494A1 (10/502,234) | 04/21/2005 | Daines et al. | 514 | 266.22 | PCT 1/27/03 |

↓

| | | | | | | |
|---|--------------------------------|----------------|---------------------|-----|--------|----------------|
| NB/ O P E | 2005-0159411A1 (10/502,233) | 07/21/2005 | Daines et al. | 514 | 224.8 | PCT 1/27/03 |
| MAR 06 2007 RECEIVED U.S. PATENT AND TRADEMARK OFFICE | 2006-0014749A1 (11/219,148) | 1/19/06 | Davies et al. | 514 | 249 | 9/2/05 |
| | 2006-0040925A1 (10/522,058) | 2/23/06 | Davies et al. | 514 | 222.8 | PCT 7/23/03 |
| | 2006-0040949A1 (10/529,986) | 2/23/06 | Surivet et al. | 514 | 253.04 | PCT 10/9/03 |
| | 2006-0058287A1 (10/518,655) | 3/16/06 | Axten et al. | 514 | 224.2 | PCT 6/25/03 |
| | 2006-0116512A1 (10/537,034) | 6/1/06 | Axten et al. | 544 | 048 | PCT 12/3/03 |
| | 2006-0166977A1 (10/533,502) | 7/27/06 | Axten et al. | 514 | 224.2 | PCT 11/4/03 |
| | 2006-0189601A1 (10/550,676) | 8/24/06 | Hennessy et al. | 514 | 222.8 | PCT 3/26/04 |
| | 2006-0189604A1 (10/518,653) | 8/24/06 | Axten et al. | 514 | 224.2 | PCT 6/25/03 |
| | 2006-0205719A1 (10/553,731) | 9/14/06 | Hubschwerlen et al. | 514 | 230.5 | PCT 3/29/04 |
| | 2007-0004710A1 (10/533,501) | 1/4/07 | Axten et al. | 514 | 224.2 | PCT 11/4/03 |
| NB/ | USAN 11/604,045 | To be assigned | Brooks et al. | | | 11/22/06 |
| | | | | | | |

FOREIGN PATENT DOCUMENTS

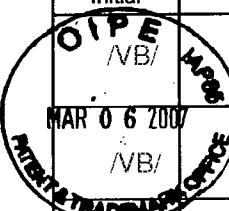
| | Document Number | Date | Country | Class | Subclass | Translation Yes | Translation No |
|------|-----------------|----------|---------|-------|----------|--------------------|-------------------|
| /NB/ | WO 00/21952 | 4/20/00 | WIPO | | | | |
| /NB/ | WO04/087145A2 | 10/14/04 | WIPO | | | | |
| /NB/ | WO04/096982A2 | 11/11/04 | WIPO | | | | |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

| | | | |
|----------|--------------------------------|-----------------|------------|
| EXAMINER | /Venkataraman Balasubramanian/ | DATE CONSIDERED | 01/28/2008 |
|----------|--------------------------------|-----------------|------------|

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

CO-PENDING, UNPUBLISHED US PATENT APPLICATIONS

| Examiner Initial | | Attorney Docket No. | USAN | Inventors | Filing Date | Title |
|---------------------|--|---------------------|--|-----------------|-------------|--|
| O I P E /VB/ |  | P51113C | 10/868315 (cont of 09/912610, abandoned) | Erskine et al. | 6/15/04 | Compounds and Methods for the Treatment of Disease |
| MAR 06 2007 /VB/ | | P51113-1 | 10/199933, CIP of 09/912610 | Erskine et al. | 7/19/02 | Compounds and Methods for the Treatment of Disease |
| /VB/ | | P51113-2 | 10/937468, CIP of 09/912610 | Erskine et al. | 9/9/04 | Compounds and Methods for the Treatment of Disease |
| EXAMINER | /Venkataraman Balasubramanian/ | | | DATE CONSIDERED | 01/28/2008 | |

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

P51403/1449a.doc